(34)

HIGH COURT OF CHHATTISGARH: BILASPUR

SINGLE BENCH : HON'BLE SHRI JAGDISH BHALLA, Ag.CJ

Writ Petition (C) No.4295 of 2007

PETITIONER REVISIONIST APPELLANT		Smt. Somari Bai W/o Lekhan Bhatra, aged about 45 years, Sarpanch Gram Panchayat Khamhar Gaon, Tahsil Jagdalpur, District Bastar (C.G.)
		VERSUS
RESPONDENTS NON-APPLICANT	1.	State of Chhattisgarh, Through : The Secretary Panchayat Department D.K.S. Bhawan Raipur, (C.G.)
	2.	The Director Panchayat, Raipur (C.G.)
	3.	The Additional Collector, Bastar, District Bastar C.G.
	4.	Sub Divisional Officer (Revenue) Jagdalpur, District Bastar (C.G.)
OBJECTOR	5.	Narhari Baghel S/o Aayatu Baghel, Panch, Gram Panchayat Khamhargaon, Tahsil Jagdalpur, District Bastar (C.G.)

Writ Petition under Article 227 of the Constitution of India

Present: Shri Rakesh Pandey, counsel for the petitioner.
Shri U.N.S. Deo, Govt. Advocate for the State.

ORAL ORDER
(Passed on 25th July, 2007)

Petitioner was removed from the post of Sarpanch from the administrative order. Aggrieved by the same petitioner filed an appeal before the Collector. However, for the reasons best known to the petitioner the appeal was withdrawn. Thereafter the petitioner filed Civil Revision before the Director, Panchayat. Petitioner could not assign any reason for withdrawing the appeal before the revisional Court. Withdrawal of the appeal amounts to acceptance of the order passed by the authority concerned by which the petitioner was removed. Before this Court it has been submitted that petitioner being an illiterate lady had no idea or information of withdrawal of appeal. However, the petitioner could not substantiate this ground. It has been admitted on behalf of the petitioner that no complaint has been filed against the learned counsel who withdrew the appeal without there being any instructions from the petitioner. Petitioner's counsel could also not

substantiate any ground to warrant interference with the impugned order including with respect to jurisdictional error of the revisional authority. Accordingly, the writ petition being without substance is hereby dismissed.

Sd/-
Ag. Chief Justice